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Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CHRISTIE BOWERS,

Plaintiff,

VS.

ROBIN KLETKE and ROBIN COHEN, husband and wife and the marital community composed thereof,

Defendants.

NO. C08-1768 RSM

DECLARATION OF MARK WALTERS IN SUPPORT OF PLAINTIFF'S REPLY TO DEFENDANTS' OPPOSITION TO PLAINTIFF'S MOTION TO WITHDRAWAL COUNSEL

NOTED ON MOTION DOCKET: MARCH 26, 2010

- I, Mark Walters, declare as follows:
- 1. I am of legal age and sound mind and I am competent to make this declaration.
- 2. I represent the Plaintiff, Christie Bowers, in this action. I submit this declaration in Support of Plaintiff's Reply to Defendants' Opposition to Plaintiff's Motion to Withdrawal Counsel.
 - 3. Attached to this declaration, marked with the exhibit numbers below, are

1	true and correc	t copies of the following documents:					
2	Exhibit 1	Plaintiff's Complaint in this action.					
3							
4	Exhibit 2	Letter dated January 24, 2008, from attorney Jeffrey E. Foster to SonoSite, Inc. with its enclosure, with underlining and circling added					
5		by the undersigned to ease the Court's review of these materials.					
6	Exhibit 3	Copy of a letter from Wilson Lin, Custodian of Records for Juno, with					
7	LAIIIDIL 3	excerpts of the relevant enclosures provided Juno's Records Custodian, with circling added by the undersigned to ease the Court's					
8		review of these materials.					
9							
10	Exhibit 4	Letter dated February 25, 2008, signed by Ms. Kathryn Surace- Smith, Vice President, General Counsel and Corporate Secretary of					
11		SonSite, Inc.					
13	I declare under penalty of perjury that the foregoing is true and correct.						
14	DATED this 26 TH day of March, 2010, in Seattle, Washington.						
15	DATEDII	ils 20 day of March, 2010, in Seattle, Washington.					
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18		1/1940/ 1000					
19		Mark Walters					
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Exhibit 1

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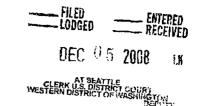
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08-CV-01768-CMP

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

CHRISTIE BOWERS,

Plaintiff,

VS.

ROBIN KLETKE and ROBIN COHEN, husband and wife and the marital community composed thereof,

Defendant(s).

NO.C 08-1768 RSM

COMPLAINT FOR
VIOLATION OF
ELECTRONIC
COMMUNICATION PRIVACY
ACT; WASHINGTON
COMMUNICATIONS
INTERCEPTION VIOLATION
AND RIGHT OF PRIVACY

COMES NOW Plaintiff, by and through her attorney of record, Law Office of Greg Cavagnaro, and for her Complaint against the named defendants herein allege, asserts and claim as follow:

I. PARTIES

- 1.1 Plaintiff is a resident of Pierce County Washington.
- 1.2 Defendants Robin Kletke and Robin Cohen are husband and wife, and all actions or omissions alleged herein were committed on behalf of each defendant individually and on behalf of the marital community. Defendants are residents of King County, Washington.

II. JURISDICTION AND VENUE

- 2.1. Plaintiff incorporates herein by reference all previous paragraphs.
- 2.2 This Court has jurisdiction and venue is proper because the defendants reside in King County, Washington and such claims asserted arise out of actions and conduct that occurred in King County, Washington.
- 2.3 The action arises in part under the Electronic Consumer Privacy Act 18 U.S.C. Chapter 119 as hereinafter more fully appears.

III. FACTS

- 3.1 Plaintiff incorporates herein by reference all previous paragraphs.
- 3.2 Plaintiff formerly showed purebred dogs and participated and assisted in the organization and related functions regarding purebred dog agility trials in Washington State, among other places. On or about 2001 Plaintiff became acquainted with defendant Robin Kletke and Robin Cohen in connection with various dog agility competitions. Their relationship lead to Mr. Kletke and Ms. Cohen working for Ms. Bowers at agility trials.
- 3.3 Defendant Robin Kletke is a graduate of the University of Washington and has a B.S. in Applied Mathematics. For the last 20 years, he has developed extensive experience in software development and hardware/software design, prototype, debuging and integration. Most recently, he has been heavily involved in major software system architecture and hardware development. In 1997, defendant Kletke founded Superior Software, Inc. (hereinafter "SSI") to coordinate consulting and custom software operations for multiple clients. Among the clients defendant Kletke and/or SSI have performed services for are the following: Lawrence Livermore National Lab; Boeing Aerospace; Physics Dept., Kansas State University; SonoSite Inc.; and Microsoft Corporation.
- 3.4 At all times material hereto, plaintiff maintained a private web-based email account with United Online, doing business as Juno.com (hereinafter "Juno").

- 3.5 On occasion, plaintiff and the defendants would send emails to each other concerning matters relating to various dog agility trials.
- 3.6 On or about September of 2007, plaintiff was advised that defendants had been secretly obtaining access to plaintiff's personal emails and email account without her knowledge.
- 3.7 Sometime afterwards, plaintiff contacted the Custodians of Records at Juno to determine if the defendants had in fact intercepted plaintiff's personal emails and obtained access to her email account with Juno. The Custodian of Records at Juno produced plaintiff's email account records from March 26 to November 26, 2007. During the aforementioned 6 month period, Juno records confirmed that the defendants surreptitiously obtained access to plaintiff's personal emails and email account, and had intercepted and viewed 139 emails without plaintiffs' knowledge.
- 3.8 On January 24, 2008 attorney Jeffrey Foster, counsel for plaintiff, wrote a letter to Mr. Scott Sanbeg at Sonosite Incorporated and advised Mr. Sanbeg that Juno had produced records indicating that "one or more individuals" had illegally accessed plaintiff's personal email account from an Internet Protocal ("IP") address associated with Sonosite servers on no less than forty three (43) separate occasions. Mr. Foster urged Sonosite to conduct an investigation to determine the identity of the individual "responsible for this illegal hacking activity".
- 3.9 After conducting an independent investigation, Kathryn Surace-Smith, Vice President and General Counsel of SonoSite confirmed in a February 25, 2008 correspondence to Mr. Foster that defendant Robin Kletke accessed plaintiffs email account from the company's servers on several occasions. In her letter, Ms. Surace-Smith stated that defendant Kletke's actions were outside the scope of engagement with Sono Site and that the company had taken steps to ensure that Mr. Kletke no longer has internet access while performing services for SonoSite.
- 3.10 On or about February of 2008, plaintiff filed an action against defendant Kletke

Page 7 of 35

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and Cohen in Pierce County District Court under Cause Number 84613439A seeking to stop defendants from intercepting and viewing her personal emails and email account by obtaining an Order For Protection From Unlawful Civil Harassment. After a February 19, 2008 hearing at which defendant Kletke and his at legal counsel attended, an Order for Protection was entered prohibiting defendant Kletke and defendant Cohen from intercepting, obtaining access, or viewing plaintiff's emails or email account.

- Defendants unauthorized actions of accessing plaintiff's email account and viewing private emails have allowed the defendants to gain access to plaintiff's most sensitive financial, business and personal information. Such information includes but not limited to the following:
 - Credit card numbers utilized for online purchases (Ebay, Amazon, Airlines)
 - Merchant credit card statements (Best Buy, JoAnns, BillMeLater)
 - **Bank Statements**
 - Credit Report(s)
 - **Business Contracts**
 - Judging evaluation reports by AKC Field Reps
 - Client Invoices
 - **Business opportunities**
 - Attorney-client communications
 - Medical records and billing
 - Personal communications with family and friends

IV. FIRST CAUSE OF ACTION – VIOLATION OF ELECTRONIC COMMUNICATIONS PRIVACY ACT – 18 U.S.C. Chapter 119

- 4.1 Plaintiff hereby incorporates herein all of the allegations set out above.
- 4.2 Defendants intentional and repeated unauthorized access to plaintiffs personal email(s) and email account over an extended period of time constitutes the unlawful interception and use of plaintiffs private electronic communication in violation of 18

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U.S.C. Chapter 119.

4.3. Based on information and belief, defendants have disclosed the contents of plaintiff's private email communications to third persons in violation of 18 U.S.C. § 2520. Plaintiff has been damaged in an amount to be determined at trial.

V. SECOND CAUSE OF ACTION - WASHINGTON COMMUNICATIONS 1NTERCEPTION VIOLATION - RCW 9.73.030

- 5.1 Plaintiffs hereby incorporates herein all of the allegations set out above.
- 5.2 Defendants intentional and repeated unauthorized access to plaintiffs email(s) and email account over an extended period of time constitutes the unlawful interception and use of plaintiff's private electronic communication in violation of RCW 9.73.030. Plaintiff has been damaged in an amount to be determined at trial.

VI. THIRD CAUSE OF ACTION – VIOLATION OF RIGHT OF PRIVACY

- 6.1 Plaintiffs hereby incorporates herein all of the allegations set out above.
- 6.2 Based on information and belief, defendants have disclosed the contents of plaintiff's private email communications to third persons for the purpose of injuring the business and personal interests of plaintiff as well as her reputation. The aforementioned actions and omissions of the defendants constitute a violation of plaintiff's right of privacy. Plaintiff is entitled to damages in an amount to be determined at trial.

VII. REQUESTS FOR RELIEF

WHEREFORE, Plaintiff prays for Judgment as follows:

A. That a permanent Injunction be entered to enjoin the Defendants from (a) engaging in any activities which result in the defendants obtaining access to plaintiff's email account; (b) engaging in any activities which result in the defendants obtaining access to plaintiff's

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2	6

personal emails; and (c) preventing the defendants from divulging the contents or substance of plaintiffs personal emails including but not limited to information listed in paragraph 3.11 above.

- B. That an Order awarding money damages, including punitive damages as may be authorized by statute.
- C. That an award of reasonable attorney's and costs be entered against the defendants pursuant to the provisions of 18 U.S.C. § 2520 and RCW 9.73.060.
- D. For such other and further relief as the court may permitted by law or which the Court deems equitable, appropriate or just.

DATED at Bellevue, Washington, this 3 day of December 2008.

Gregory Cavagnaro

avagaaro, WSBA # 17644

for Plaintiff

Exhibit 2

Pacific Building 720 3rd Ave. Suite 2010 Seattle, WA 98104



Tel: (206) 903-1836 Fax: (206) 903-1837 www.fosterlawoffices.com

Jeffrey E. Foster Attorney at Law jeff@fosterlawoffices.com

January 24, 2008

Mr. Scott Sanbeg Sonosite Incorporated 21919 30th Dr. SE Bothell, WA 98021-3904

RE: Notification of Computer Trespass - IP Address 206.169.230.3.

Dear Mr. Sanbeg:

This law office represents an individual named Christie Bowers. My client has provided me with verified documentation that one or more individuals have illegally accessed my client's personal email account from an Internet Protocal ("IP") address associated with Sonosite servers no less than forty three (43) separate occasions.

For your review, I have attached a verified history of IP addresses that have logged into my client's Juno email account: texdandy@juno.com. I have also attached information obtained from www.whatismyipaddress.com identifying the IP Address 206.169.230.3 as belonging to Sonosite under the hostname, cuba sonosite.com. The aforementioned IP address is highlighted for your review in the attached Juno records.

This matter has been forwarded to the Pierce County Sheriff's office for criminal investigation under the Washington Computer Trespass statute (RCW 9A.152.110/120). Additionally, my client has requested that I file a civil lawsuit for invasion of privacy and other statutory and common law claims against the party or parties responsible for these acts.

Therefore, I am requesting that Sonosite conduct an investigation to determine the identity of the individual or individuals responsible for this illegal hacking activity. Please respond with your intention with respect to this matter within five (5) days of your receipt of this correspondence.

Should you have any questions, please don't hesitate to contact me directly at the number set forth above.

Very Truly Yours,

Jeffrey E. Foster

Attorney for Christie Bowers

What Is My IP Address? - IP Lookup Results

Page 1 of 1



Login

Ads by Google

WhosOn Your

Track unique visitors on

your web site via IP

address. Free Trial.

Website? ->

VhatIsMyIPAddress.com

Dedicated to IP address discussion

advanced search Search Change IP : Hide IP : IP Lookup : Trace Email : Blacklist Check : IP Tools : FAQs : Forum : Web Resources : Polls

Member Functions Username Password

Register

Lost password?

Ads by Google IP Tracking

Proxy List IP Location

Tracer

DNS Address

Support This Site

If you find any part of this site useful please support the site by linking to us.

IP Tools

- IP Lookup
- Trace Email
- Traceroute Visual Traceroute
- IP to Hostname
- Hostname to IP
- Blacklist Check

Proxy Test

Related Articles

- All FAQs
- IP Addresses
- Your IP Address
- Change Your IP
- Can they Find me?
- Internet Anonymity
- Banned?
- **Proxy Servers**
- Write Article

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How close is the map on the homepage?

- O<1 mile
- 1-10 miles
- 11-25 miles
- 26-100 miles ○ 100-250 miles
- 250+ miles
- Not Displayed
- Vote Results

36,537 votes | 39 comments

IP Lookup Results

Here are the results of your IP address lookup request. Please note that the accuracy of the Geo-Location information may be inaccurate. For US based IP addresses 85% of the results shoud be within 25 miles. To see how inaccurate view the poll results. Please take a moment to respond to the poll with how close the map is for you. Click the push-pin for the IP address's information. If you have any comments or suggestions please contact us.

A traceroute and a visual traceroute are also available through our IP Tools.

Lookup IP Address: 206.169.230.3

w.WhosOn.com 206 169 230 3 Lookup IP Address hide ip address Hide Your IP Address! Sun Anonymously, Free Trial, cuba sonosite com -Location Information

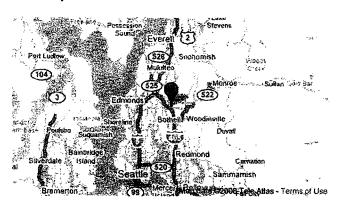
Hide your ip address search the web anonymously amazing sofware to protect you w:anonymous-ip.com

IP Address Searches Run Unlimited IP Address Searches Reverse Search & All Public Records

Anonymous IP Address Learn about anonymous IP addresses at the leading IT community. Security (Ttoolbax.com

Country United States 35 State/Region WA City **Bothell** Postal Code Latitude 47,7953 Longitude -122.2018 Area Code 425

Geo-Location Map



GoToMyPC

Last Updated Saturday, December 08 2007 @ 08:47 pm PST

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Exhibit 3





To: Christie Bowers

From: Wilson Lihn, Custodian of Records, United Online

Login records for texdandy@juno.com Re:

Dear Ms. Bowers:

Attached are records you requested for your Juno account texdandy@juno.com. These records are kept in the normal course of business for Juno, a United Online company.

Document 72

Please feel free to call me if you have any questions about these records.

Regards,

Wilson Lihn

Custodian of Records

United Online

212-597-9647



IP:75.216.107.17 LOGIN_TIME: 20070621 18:59:58.346

20070621 07:16:08.199: texdandy@juno.com IP:71.112.24.36 LOGIN TIME: 20070621 04:46:23.132

20070622 16:15:29.871: texdandy@juno.com IP 206 169 230 3 LOGIN TIME: 20070622 15:44:57.520

20070622 07:33:12.924: texdandy@juno.com IP:71.112.24.36 LOGIN_TIME: 20070622 07:01:36.105

20070623 00:01:05.318: texdandy@juno.com IP:74.33.253.174 LOGIN_TIME: 20070622 23:21:25.378

20070623 16:16:59.155: texdandy@juno.com IP:71.112.24.36 LOGIN TIME: 20070623 15:44:25.121

20070624 02:29:45.563: texdandy@juno.com IP:205.188.117.72 LOGIN TIME: 20070624 01:54:16.232

20070624 23:05:26.430: texdandy@juno.com IP:74.33.253.174 LOGIN TIME: 20070624 22:30:34.090

20070624 09:08:49.534: texdandy@juno.com IP:71.112.24.36 LOGIN TIME: 20070624 07:35:53.028

20070624 11:33:46.967 texdandy@juno.com

IP:172.130.118.113 LOGIN TIME: 20070624 10:58:13,698

20070624 07:57:24.839: texdandy@juno.com IP:71.112.24.36 LOGIN_TIME: 20070624 07:57:24.829

20070625 23:01:31.423 texdandy@juno.com IP 206 169 230 3 LOGIN_TIME: 200**70625** 23:00:50.769

20070625 19:06 06:295: texdandy@juno.com IP 206 169 230 3 LOGIN_TIME: 20070625 18:35:38.440

20070626 17:04:08:511 texdandy@juno.com IP:206.169 230 3 LOGIN TIME: 20070626 17:04:08.429

20070626 20:26:02:175 texdandy@juno.com IP:206 169 230 3 LOGIN_TIME: 20070626 20:26:01:916

20070627 04:22:17.486: texdandy@juno.com IP:71.112.24.36 LOGIN_TIME: 20070627 04:22:17.417

20070626 17 10 05 011 texdandy@juno.com IP-206 169 230 3 LOGIN TIME: 20070626 16:44:57.327

20070626 15:14:07.767: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME 20070626 12:33:18.994

20070626 20:37:57.682: texdandy@june.com



IP:209.206.232.199 LOGIN_TIME: 20070626 20:37:57.662

20070627 05:40:09.372: texdandy@juno.com IP:71.112.24.36 LOGIN TIME: 20070627 05:09:33.562

20070626 18:24:09:304 texdandy@juno.com IP:206 169.230 3 LOGIN_TIME; 20070626 18:23:40 519

20070626 20:27:57.189: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070626 19:31:00.382

20070626 23 55 55 680: texdandy@juno.com IP:206.169.230.3 LOGIN_TIME: 20070626 20:28:09.406

20070627 04:30:59.822: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070627 01:29:19.844

20070627 14:04:11.422: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070627 13:34:05.116

20070627 15:45:21.237: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070627 14:31:04.975

20070627 21:02:55.784: texdandy@juno.com IP:71.231.215.156 LOGIN_TIME: 20070627 18:35:47.728

20070627 15:44:29.631: texdandy@juno.com

IP:206.169.230.3 LOGIN TIME: 20070627 15:44:29.600

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20070627 13:24:14.541: texdandy@juno.com IP.209.206.232.199 LOGIN_TIME: 20070627 12:28:54.474

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20070627 19:07:51,203: texdandy@juno.com IP:71.231.215.156 LOGIN_TIME: 20070627 19:07:51.172

20070627 18:24:07:592: texdandy@juno.com IP:206 169 230 3 LOGIN TIME 20070627 18:23:04.656

20070628 00:54:23,558: texdandy@juno.com IP:71.112.24.36 LOGIN_TIME: 20070628 00:53:13.002

20070628 04:39:56.929: texdandy@juno.com IP:209.206.232.199 LOGIN TIME: 20070628 01:21:41.352

20070628 13:03:15.133: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070628 13:03:15.092

20070628 18:41:40.569: texdandy@juno.com

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IP:209.206.232.199 LOGIN_TIME: 20070701 23:51:52.078

20070701 23:53:17.170: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070701 23:53:17.138

20070702 04:45:43.176: texdandy@juno.com IP:209:206.232.199 LOGIN_TIME: 20070702 03:42:52.722

20070701 23:52:49.250: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070701 23:52:49.236

20070701 23:54:55.063: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070701 23:54:55.019

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20070702 19:56:21.991: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070702 18:59:23.548

20070702 20 48 29 751: texdandy@juno.com IP 200 169 230 3 LOGIN_TIME: 20070702 20:15:54.967

20070703 01:55:24.432: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070702 22:56:25.062

20070702 22:53:22.814: texdandy@juno.com

IP:209.206.232.199 LOGIN_TIME: 20070702 21:42:10.969

20070702 16:36:05.350: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070702 15:18:39.907

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20070702 21:23:09.482; texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070702 20:24:16.440

20070704 05:44:41.674: texdandy@juno.com



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20070705 22:03:29.101: texdandy@juno.com



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20070707 02:13:30.779: texdandy@juno.com IP:209.206.232.199 LOGIN_TIME: 20070707 00:35:52.408

20070706 07:18:08.129: texdandy@juno.com IP:71.112.24.36 LOGIN_TIME: 20070706 07:13:22.358

20070707 13:36:06 450: stexdandy@juno.com

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November 27, 2007

IP:209.206.232.199 LOGIN TIME: 20070707 12:26:29.560

20070707 18:55:29.411: texdandy@juno.com IP:71.231.215.156 LOGIN_TIME: 20070707 18:24:48.503

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20070740 49:38:51:640: texdandy@juno.com IP:206.169.230.3 LOGIN TIME: 20070710 19:38:01 087

20070710 19:40:13.047: texdandy@juno.com

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20070714 13:01:28.530: texdandy@juno.com

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20070718 02:53:21:333: texdandy@juno.com IP:24.221.229.179 LOGIN_TIME: 20070718 02:20:28.678

20070719 02:01:27.930: texdandy@juno.com IP:24.221.229.179 LOGIN_TIME: 20070719 01:30:29.003

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Filed 03/26/2010

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20070726 16:57:09.791: texdandy@juno.com IP:207.118.3.53 LOGIN TIME: 20070726 14:14:19.021

20070727 06:04:26.099: texdandy@juno.com

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20070810 02:24:29.855: texdandy@juno.com

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20070813 03:39:07:801 texdandy@juno.com

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IP 206 169 230 3 LOGIN TIME: 20070813 20:08:16_129

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20070814 12:40:38.571: texdandy@juno.com IP:207.118.94.82 LOGIN_TIME: 20070814 12:09:25,439

20070815 06:26:15.029: texdandy@juno.com



IP:71.102.102.147 LOGIN_TIME: 20070821 05:27:13,347

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IP:207.118.0.160 LOGIN_TIME: 20070903 18:14:24.922

20070903 16:31:32.925: texdandy@juno.com IP:207.118.0.160 LOGIN_TIME: 20070903 15:56:34.960

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IP:71.102.102.147 LOGIN_TIME: 20070905 00:43:31.346

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20070912 17:40:12:867: texdandy@juno.com IB:206:169:230:3 LOGIN_TIME: 20070912 17:37:34:152

20070913 00:36:35.623: texdandy@juno.com IP:71.231.208.6 LOGIN_TIME: 20070913 00:36:35.591

20070912 23:39:56.632: texdandy@juno.com

IP:71.231.208.6 LOGIN_TIME: 20070912 21:57:13.978

20070912 20:58:15.038: texdandy@juno.com IP:71.231.208.6 LOGIN_TIME: 20070912 20:37:14.342

20070913 12:14:12:316: texdandy@juno.com IP:207.118.92.100 LOGIN_TIME: 20070913 11:53:03.543

20070913 23:33:14.047: texdandy@juno.com IP:71.231.208.6 LOGIN_TIME: 20070913 22:23:50.852

20070913 13:10:38.724: texdandy@juno.com IP:207.118.92.100 LOGIN_TIME: 20070913 12:36:21.973

20070913 14:58:29.818: texdandy@juno.com IP:207.118.92.100 LOGIN_TIME: 20070913 13:37:55.193

20070914 05:54:02.997: texdandy@juno.com IP:207.118.92.100 LOGIN_TIME; 20070914 05:15:18.271

20070913 23:31:42.303: texdandy@juno.com IP:75.216.208.155 LOGIN_TIME: 20070913 23:31:42.291

20070914 00:37:46.870: texdandy@juno.com IP:71.102.102.147 LOGIN_TIME: 20070914 00:36:02.685

20070914 02:24:33.940: texdandy@juno.com

IP:209.206.225.47 LOGIN_TIME: 20070922 17:32:47.558

20070922 18:21:43.784: texdandy@juno.com IP:209.206.225.47 LOGIN_TIME: 20070922 18:21:43.750

20070922 18:49:41.277: texdandy@juno.com IP:209.206.225.47 LOGIN_TIME: 20070922 18:21:38.649

20070922 20:29:00.410: texdandy@juno.com IP:209.206.225.47 LOGIN_TIME: 20070922 20:08:57.856

20070923 23:06:12.257: texdandy@juno.com IP:24.16.210.231 LOGIN_TIME: 20070923 23:06:12.180

20070923 22:35:27.730: texdandy@juno.com IP:24.16.210.231 LOGIN_TIME: 20070923 22:15:26.037

20070924 12:56:54.381: texdandy@juno.com IP:209.206:225.47 LOGIN_TIME: 20070924 12:15:44.282

20070924 13:38:30.836: texdandy@juno.com IP:209.206.225.47 LOGIN_TIME: 20070924 13:09:07.789

20070924 16:13:59.516: texdandy@juno.com IP:24.16.210.231 LOGIN_TIME: 20070924 15:48:40.338

20070924 12:33:51.466: texdandy@juno.com

IP:209.206.225.47 LOGIN_TIME: 20070924 12:33:51.085

20070925 02:35:10.425: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070925 02:04:58.846

20070925 17:41:41.193: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070925 17:19:18.695

20070925 17:19:00.831: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070925 10:40:34.143

20070925 19:42:41:006: texdandy@juno.com IP-206:169:230:3 LOGIN_TIME: 20070925 19:41:02-039

20070925 22:40:48.682: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070925 22:10:20.021

20070926 01:52:06.776: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070926 01:29:28.411

20070925 16:57:07.232: texdandy@juno.com IP:67.210.205.191 LOGIN_TIME: 20070925 16:57:06.973

20070926 16:14:10.370: texdandy@juno.com IP:209.206.225.47 LOGIN_TIME: 20070926 15:51:58.491

20070927 05:32:23.127: texdandy@juno.com

LOGIN_DATE	LOGOFF_DATE	USER_NAME	IP_ADDRESS
10/1/2007 16:10	10/1/2007 17:58	texdandy@juno.com	209.206.225.47
10/1/2007 19:39	10/1/2007 20:01	texdandy@juno.com	24.16.210.231
10/1/2007 21:18	10/1/2007 21:19	texdandy@juno.com	206.169.230.3
10/1/2007 21:19	10/1/2007 21:20	texdandy@juno.com	206.169.230.3
10/1/2007 21:20	10/1/2007 21:21	texdandy@juno.com	206 169 230 3
10/1/2007 23:07	10/1/2007 23:34	texdandy@juno.com	209.206.225.47
10/2/2007 1:02	10/2/2007 1:25	texdandy@juno.com	209.206.225.47
10/2/2007 1:26	10/2/2007 2:02	texdandy@juno.com	209.206.225.47
10/2/2007 3:28	10/2/2007 4:05	texdandy@juno.com	209.206.225.47
10/2/2007 12:05	10/2/2007 13:13	texdandy@juno.com	209.206.225.47
10/2/2007 19:27	10/2/2007 20:21	texdandy@juno.com	209.206.225.47
10/2/2007 20:53	10/2/2007 21:15	texdandy@juno.com	209.206.225.47
10/2/2007 22:08	10/2/2007 23:10	texdandy@juno.com	209.206.225.47
10/3/2007 2:18	10/3/2007 4:17	texdandy@juno.com	209.206.225.47
10/3/2007 12:09	10/3/2007 12:30	texdandy@juno.com	209.206.225.47
10/3/2007 12:50	10/3/2007 13:11	texdandy@juno.com	209.206.225.47
10/3/2007 13:39	10/3/2007 13:59	texdandy@juno.com	209.206.225.47
10/3/2007 14:28	10/3/2007 14:48	texdandy@juno.com	209.206.225.47
10/3/2007 15:37	10/3/2007 16:01	texdandy@juno.com	209.206.225.47
10/3/2007 19:56	10/3/2007 20:34	texdandy@juno.com	24.16.210.231
10/3/2007 20:34	10/3/2007 21:07	texdandy@juno.com	24.16.210.231
10/3/2007 21:51	10/3/2007 22:27	texdandy@juno.com	24.16.210.231
10/3/2007 22:42	10/3/2007 23:02	texdandy@juno.com	24.16.210.231
10/3/2007 23:08	10/3/2007 23:55	texdandy@juno.com	24.16.210.231
10/4/2007 0:13	10/4/2007 0:33	texdandy@juno.com	24.16.210.231
10/4/2007 2:12	10/4/2007 3:08	texdandy@juno.com	209.206.225.47
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10/4/2007 4:08	10/4/2007 4:47	texdandy@juno.com	209.206.225.47
10/5/2007 7:17	10/5/2007 7:19	texdandy@juno.com	71.112.92.198
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10/8/2007 14:28	10/8/2007 15:46	texdandy@juno.com	209.206.225.47
10/8/2007 16:12	10/8/2007 17:29	texdandy@juno.com	209.206.225.47
10/8/2007 17:41	10/8/2007 18:08	texdandy@juno.com	209.206.225.47
10/8/2007 18:11	10/8/2007 18:45	texdandy@juno.com	209.206.225.47
10/8/2007 23:41	10/9/2007 0:02	texdandy@juno.com	209.206.225.47
10/9/2007 2:56	10/9/2007 3:20	texdandy@juno.com	209.206.225.47
10/9/2007 4:07	10/9/2007 5:02	texdandy@juno.com	209.206.225.47
10/9/2007 5:37	10/9/2007 5:57	texdandy@juno.com	209.206.225.47
10/9/2007 13:46	10/9/2007 15:18	texdandy@juno.com	209.206.225.47
10/9/2007 22:00	10/9/2007 22:46	texdandy@juno.com	24.16.210.231
10/9/2007 22:50	10/9/2007 23:21	texdandy@juno.com	24.16.210.231
10/10/2007 0:59	10/10/2007 2:14	texdandy@juno.com	209.206.225.47
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10/10/2007 12:06	10/10/2007 12:27	texdandy@juno.com	209.206.225.47
10/10/2007 12:34	10/10/2007 12:27	texdandy@juno.com	209.206.225.47
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10/10/2007 13:45	10/10/2007 14.47	texdandy@juno.com	209.206.225.47
10/10/2007 14.30	10/10/2007 10:02	textrainty@junu.com	203.200.223.41



10/10/2007 21:32	10/10/2007 23:05	texdandy@juno.com	24.16.210.231
10/10/2007 23:26	10/11/2007 0:03	texdandy@juno.com	24.16.210.231
10/11/2007 2:35	10/11/2007 4:25	texdandy@juno.com	209.206.225.47
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10/15/2007 3:22	10/15/2007 3:42	texdandy@juno.com	209.206.225.47
10/15/2007 11:46	10/15/2007 12:06	texdandy@juno.com	207.118.63.190
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10/18/2007 13:28	10/18/2007 15:16		207.118.63.190 207.118.63.190
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10/18/2007 16:00	10/18/2007 16:33		207.118.63.190
10/18/2007 16:00	10/18/2007 18:03	texdandy@juno.com	207.118.63.190 207.118.63.190
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10/18/2007 23:55	10/18/2007 23:14 10/19/2007 1:01	texdandy@juno.com	206.469.290.3
tur 10/2007-23.55	10/ (9/2007-1:01	texdandy@juno.com	207.118.11.166



11/9/2007 15:46	11/9/2007 17:01	texdandy@juno.com	207 118 94 88
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11/9/2007 23:06	11/9/2007 23:14	texdandy@juno.com	207.118.94.88
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11/9/2007 23:24	11/9/2007 23:55	texdandy@juno.com	207.118.94.88
11/9/2007 23:59	11/10/2007 0:02	texdandy@juno.com	207.118.94.88
11/10/2007 0:10	11/10/2007 0:30	texdandy@juno.com	207.118.94.88
11/10/2007 1:35	11/10/2007 1:36	texdandy@juno.com	207.118.94.88
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11/10/2007 2:58	11/10/2007 3:41	texdandy@juno.com	207.118.94.88
11/10/2007 5:10	11/10/2007 5:34	texdandy@juno.com	207.118.94.88
11/10/2007 14:02	11/10/2007 14:04	texdandy@juno.com	207.118.94.88
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11/11/2007 1:16	11/11/2007 1:36	texdandy@juno.com	207.118.94.88
11/11/2007 5:27	11/11/2007 6:16	texdandy@juno.com	207.118.94.88
11/11/2007 15:49	11/11/2007 16:12	texdandy@juno.com	207.118.94.88
11/11/2007 16:12	11/11/2007 16:21	texdandy@juno.com	207.118.94.88
11/11/2007 16:29	11/11/2007 17:02	texdandy@juno.com	207.118.94.88
11/11/2007 17:18	11/11/2007 17:49	texdandy@juno.com	207.118.94.88
11/11/2007 17:50	11/11/2007 18:12	texdandy@juno.com	207.118.94.88
11/11/2007 18:58	11/11/2007 19:32	texdandy@juno.com	207.118.94.88
11/11/2007 21:01	11/11/2007 21:22	texdandy@juno.com	207.118.94.88
11/11/2007 21:25	11/11/2007 21:45	texdandy@juno.com	207.118.94.88
11/11/2007 22:19	11/11/2007 22:47	texdandy@juno.com	207.118.94.88
11/11/2007 23:10	11/11/2007 23:59	texdandy@juno.com	207.118.94.88
11/12/2007 0:22	11/12/2007 1:00	texdandy@juno.com	207.118.94.88
11/12/2007 1:15	11/12/2007 1:58	texdandy@juno.com	207.118.94.88
11/12/2007 2:00	11/12/2007 2:47	texdandy@juno.com	207.118.94.88
11/12/2007 2:55	11/12/2007 3:35	texdandy@juno.com	207.118.94.88
11/12/2007 3:43	11/12/2007 4:11	texdandy@juno.com	207.118.94.88
11/12/2007 4:35	11/12/2007 4:56	texdandy@juno.com	207.118.94.88
11/12/2007 5:10	11/12/2007 5:36	texdandy@juno.com	207.118.94.88
11/12/2007 15:38	11/12/2007 17:25	texdandy@juno.com	207.118.94.88
11/12/2007 17:26	11/12/2007 17:46	texdandy@juno.com	207.118.94.88
11/12/2007 17:57	11/12/2007 18:01	texdandy@juno.com	207.118.94.88
11/12/2007 18:02	11/12/2007 18:32	texdandy@juno.com	207.118.94.88
11/12/2007 20:45	11/12/2007 21:34	texdandy@juno.com	67.168.94.38
11/12/2007 21:39	11/12/2007 22:42	texdandy@juno.com	67.168.94.38
11/12/2007 22:44	11/13/2007 0:11	texdandy@juno.com	67.168.94.38
11/13/2007 0:20	11/13/2007 0:42	texdandy@juno.com	67.168.94.38

Exhibit 4



The World Leader in Hand-Carried Ultrasound

SonoSite, Inc. 21919 30th Drive SE Bothell, WA 98021-3904 USA

Telephone: 1.425.951.1200 Facsimile: 1.425.951.1201 www.sonosite.com

February 25, 2008

Mr. Jeffrey E. Foster Foster Law Offices 720 Third Avenue, Suite 2010 Seattle, WA 98104

Re:

Notification of Alleged Computer Trespass

Dear Mr. Foster:

This letter is to follow up on my letter of February 5 concerning our internal investigation of the allegations in your letter dated January 24.

SonoSite has concluded its investigation and has confirmed that Mr. Robin Kletke, an independent contractor engaged by SonoSite, accessed your client's personal email account from the company's servers on several occasions. This was obviously outside Mr. Kletke's scope of engagement by SonoSite. We have taken steps to ensure that Mr. Kletke no longer has internet access while performing services for SonoSite.

This concludes our investigation. If you have any further questions, please contact me directly.

Kashy Surace Smith

Very truly yours,

Kathryn Surace-Smith

Vice President, General Counsel and Corporate Secretary

cc: Warren Rheaume, Esq., Heller Ehrman